

RECORDATION NO. 7693 Filed A

DEC 10 1974 - 10 15 AM

INTERSTATE COMMERCE COMMISSION

AMENDMENT TO LOAN AND SECURITY AGREEMENT

This Amendment to Loan and Security Agreement made this 25th day of November, 1974 by TRACK TWO COMPANY (hereinafter called "Borrower") and NORTH CAROLINA NATIONAL BANK, Charlotte, North Carolina (hereinafter called "bank").

WITNESSETH

The Parties hereto agree that that certain Loan and Security Agreement between the parties dated October 1, 1974, recorded October 31, 1974 with The Interstate Commerce Commission under Recordation No. 7693 shall be amended in paragraph 2 to read as follows:

2. Borrower hereby grants to Bank to secure Borrowers liability under said note, a security interest in 10 seventy ton, fifty foot freight cars, bearing car numbers PICK 55118 through 55127 (inclusive)

IN WITNESS WHEREOF, the parties hereto, each pursuant to due authority, have caused this Amendment to be duly signed in their respective names as of the date first above written.

WITNESS:

TRACT TWO COMPANY

BY: STERLING CAPITAL, LTD.  
General Partner

By: John M. Sterling, Jr., President  
(GENERAL PARTNER)

ATTEST:

C. L. Clark

Assistant Secretary

WITNESS:

NORTH CAROLINA NATIONAL BANK

Charles Gamell Pyle

By: J. Douglas Buchanan



William H. Linn  
Assistant Secretary

RECEIVED  
FEE OPERATION BR.  
I.C.C.

DEC 10 10 15 AM '74

RECEIVED

Michael E. Ray  
Counsel at Law

STATE OF SOUTH CAROLINA )

COUNTY OF GREENVILLE )

On this 25<sup>th</sup> day of November, 1974, before me personally appeared John M. Sterling, Jr., to me personally known, who, being by me duly sworn, says that he is the President of Sterling Capital, Ltd., General Partner of Track Two Company, the Owner of the railroad cars described in the foregoing instrument, and C. T. Wyche, to me personally known to be the Secretary of Sterling Capital, Ltd.; that the seal affixed to the foregoing instrument is the corporate seal of said corporation; that said instrument was signed and sealed on behalf of said corporation as General Partner of Track Two Company by authority of its Board of Directors and they acknowledged that the execution of the foregoing instrument was its free act and deed.

Elizabeth B. Wood (L.S.)  
Notary Public for South Carolina

My Commission Expires: 5/6/81

STATE OF NORTH CAROLINA )

COUNTY OF MECKLENBURG )

On this 25th day of November, 1974, before me personally appeared D. Douglas Buchanan , to me personally known, who, being duly sworn, says that he is Vice President of North Carolina National Bank; that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Jina H. Fort (L.S.)  
Notary Public for North Carolina

My Commission Expires: My Commission Expires December 17, 1978